IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE G. BHAVANI
PRASAD

TAKEN UP WRIT PETITION NO.1289 OF 2007

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Dated : February 7, 2007

Between:

Md. Qadeer

Petitioner

AND

The Station House Officer,
S.R. Nagar Police Station, Hyderabad,
and others

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE G. BHAVANI
PRASAD

TAKEN UP WRIT PETITION NO.1289 OF 2007

ORAL ORDER: **(per the Hon'ble Sri Justice D.S.R.Varma)**

Heard the learned Government Pleader for

Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up for adjudication, on the basis of a telegram, dated 18.01.2007, by one Mohd. Qadeer, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that one Syed Khan, S/o. Rafeeq Khan, Auto Driver, R/o. H.No.16-6-382, Noorkhan Bazar, Hyderabad, was illegally detained by the Police, S.R. Nagar Police Station, from 09.01.2007 and he apprehends danger to the life of the alleged detenue at the hands of the police.

3. In response to the notices, issued by this Court, the Inspector of Police, S.R. Nagar Police Station, filed counter-affidavit stating, *inter alia*, that on a complaint made by one Mr.P.Vijaya Kumar, a case in Cr.No.44 of 2007 was registered for the offence punishable under Section 379 I.P.C., against the alleged detenue along with others and the alleged detenue in the said case was figured as A-3; that during the course of investigation, on 17.01.2007, at about 1.30 p.m., the alleged detenue was apprehended by the Police, S.R. Nagar Police Station, at Saradhi Studio Bus Stop, Ameerpet, Hyderabad; that the factum of arrest of the alleged detenue was duly informed to his mother by name Smt. Kurshum Bee and he was produced before the III Additional Chief Metropolitan Magistrate, Nampally, Hyderabad, on 17.01.2007, who remanded him to judicial custody, and consequently, he was lodged in Central Prison, Hyderabad and that the alleged

detenue was enlarged on regular bail on 23.01.2007.

4. In view of the revelations in the counter-affidavit, we do not find any truth in the allegations made by the petitioner, the writ petition fails and is dismissed.

5. In the result, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.Varma, J.

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G.Bhavani Prasad, J.

07TH FEBRUARY 2007

MAS/KRK